

Applicant or Patentee

Patrick Treado, President of ChemIcon, Inc.

Attorney's Serial or Patent No.

Docket No.

980298

Filed or Issued: April 22, 1998

For: Chemical Imaging System

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am president of ChemIcon, Inc.

 I am the owner of the small business concern identified below: I am an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN ChemIcon, Inc.

ADDRESS OF CONCERN 7301 Penn Avenue

Pittsburgh, PA 15208

I hereby declare that the above identified small business concern qualified as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under sections 41(a) and (b) of Title 55, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Chemical Imaging System by inventor(s)

Patrick Treado

described in

the specification filed herewith
 application serial no. _____, filed _____
 patent no. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *Note: Separate verified statements are required from each named person, concern or organization having rights to the invention relating to their status as small entities. (37 CFR 1.27)

NAME _____

ADDRESS _____

Individual Small Business Concern Nonprofit Organization

NAME _____

ADDRESS _____

Individual Small Business Concern Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Patrick TreadoTITLE OF PERSON OTHER THAN OWNER PresidentADDRESS OF PERSON SIGNING 7301 Penn AvenuePittsburgh, PA 15208SIGNATURE Pat TreadoDATE April 22, 1998

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

CHEMICAL IMAGING FIBERSCOPE

, the specification of which (check one):

is attached hereto
was filed on _____ as Application Serial No. _____
and was amended on _____, if applicable

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) | Priority Claimed | | | |
|--|--------------------------------|---|-----|----|
| (Number) | (County) | (Date/Month/Year Filed) | Yes | No |
| 60/144,518 (Application Serial No.) | July 19, 1999 (Filing Date) | Pending (Status: patented, pending, abandoned) | | |
| (Application Serial No.) | (Filing Date) | (Status: patented, pending, abandoned) | | |

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

I hereby appoint the following attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith: Lynn J. Alstadt, Reg. No. 29,362; George P. Baier, Reg. No. 26,717; Dennis M. Carleton, Reg. No. 40,938; Michael L. Dever, Reg. No. 32,216; John E. Grosselin, III, Reg. No. 38,478; Bryan H. Opalko, Reg. No. 40,751; Michael G. Panian, Reg. No. 32,623 and Carla J. Vrsansky, Reg. No. 36,958.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Patrick J. Treado

Inventor's Signature _____ Date _____

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Full name of second joint inventor Matthew P. Nelson

Inventor's Signature _____ Date _____

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Full name of third joint inventor Scott A. Keitzer

Inventor's Signature _____ Date _____

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Post Office Address 207 Lockwood Road, Export, PA 15632

Full name of fourth joint inventor Ryan D. Smith

Inventor's Signature _____ Date _____

Residence 307 South Negley Street, Pittsburgh, PA 15232 Citizenship USA

Post Office Address 307 South Negley Street, Pittsburgh, PA 15232